

Water Advisory Committee Negotiation Meeting Short Minutes
For October 27th, 2003

Attendees:

Chris Sliz, City of Santa Rosa
Miles Ferris, City of Santa Rosa
Mike Martini, City of Santa Rosa
Virginia Porter, City of Santa City
John Nelson, JONWRM
Chris DeGabriele, North Marin Water District
Syed Rizvi, North Marin Water District
Toni Bertolero, City of Cotati
Janet Orchard, City of Cotati
Ron Theisen, Marin Municipal Water District
Steve Phelps, Marin Municipal Water District
Jack Gibson, Marin Municipal Water District
Pam Nicolai, Marin Municipal Water District
Lee Harry, Valley of the Moon Water District
Al Bandur, City of Sonoma
Mike Ban, City of Petaluma
Steve Simmons, City of Petaluma
Pamela Torliatt, City of Petaluma
Mike Healy, City of Petaluma
Michael Biermer, City of Petaluma
Randy Poole, Sonoma County Water Agency
Matt Mullan, Town of Windsor
Paul Berlant, Town of Windsor
Darrin Jenkins, City of Rohnert Park
Carl Leivo, City of Rohnert Park

Public Attendees:

Brenda Adelman, RRWPC
Tom Yarish, Friends of the Gsters
Bob Anderson, United Winegrowers
Jane Nielson, Sebastopol Water Information Group
Phil Sorenson, Sebastopol Water Information Group
Brighid Fitzgibbon, Sebastopol Water Information Group
Rick Andres, Sebastopol Water Information Group
Jo Timmsen, Tell the Truth
John King, Penngrove Area Plan Advisory Committee
H.R. Downs, OWL Foundation
Paul Stuturd, OWL Foundation
Heidi Duffenback, OWL Foundation
Paul-Andre Schabrauq, BCWC
Howard Wolshire, PEER
Don McEnhill

A. Public Comment

There were no comments from the public at this time.

B. Check In

The negotiators checked in with their names, organizations and time constraints.

C. Recap of Prior Session by JONWRM

John Nelson, Water Resources Management, gave a recap of the previous meeting.

D. Approval of September 22nd, 2003 Negotiation Meeting Minutes

All Parties approved the minutes from the September 22nd Negotiation Meeting.

E. Update on response from MMWD

Jack Gibson reported that the MMWD Board is still considering the WAC letter regarding continued negotiation participation.

F. Review of Negotiation Process

Chris DeGabriele suggested the parties consider an alternative process to the negotiation method used over the past year. He suggested that the SCWA draft and amendment to the 11th Amended Agreement based on those issues where consensus has been reached to date and that the parties focus on negotiating an extension of the MOU re. Interim Impairment. Debate ensued on just what should be addressed in the amendment. Virtually all parties acknowledged that conceptual agreement had been reached on Governance, Conservation and Urban Water Management Planning issues. Key unresolved issues one or more of the parties stated they believed should be addressed as part of the wrap up centered on:

- Methodology to be used for allocating a shortage of water in the Russian River and how to deal with demand hardening. (Three approaches were discussed: deal with it in the MOU, deal with it in Amendment 12, or leave it to SCWA to decide within the parameters of existing Section 3.5 language after input from WAC members.)
- Issues surrounding Watershed Planning and Charges.

After discussion, the consensus was:

1. Have the SCWA prepare a draft 12th Amended Agreement addressing:
 - Conservation,
 - Governance, and
 - Urban Water Management Planning.

it being understood that SCWA would also present its proposed language on:

- Recycled Water/Local Supply Projects,
 - Town of Windsor,
 - Oakmont Pipeline,
 - Forestville, and
 - Watershed issues.
2. Turn focus to negotiating an extension of the MOU re. Interim Impairment
 3. Later, revisit unresolved negotiation issues and again pick up negotiations.

Lee Harry asked that a list of unresolved issues be prepared for future referral

G. Continued Negotiation of Key Issues in Contention between WAC and Agency:

The parties then moved on to the following key issues in contention:

(1) Water Management and Watershed Planning and Restoration Provisions:

A diagram of how the various funds interrelated and associated information was distributed to the WAC (Attachment B). John Nelson stated that at the Sept. 22nd Negotiation Session, it seemed apparent that agreement on how to deal more directly with ESA, watershed and environmental costs will have to await information anticipated to be contained in the Biological Assessment being prepared by SCWA. He then presented suggested final language on Water Management portion of this issue (Attachment C). The parties offered no objections but said they would withhold comment for draft language expected to be included in the SCWA draft of the 12th Amended Agreement.

(2) Recycled Water/Local Supply Projects:

John Nelson reviewed the proposed new language (Attachment D) that would address water contractor contributions and receipts from proposed Recycled Water/Local Supply Projects Fund. Parties decided to defer further review until they see SCWA's suggested language for 12th Amended Agreement.

H. Other Business

WAC agreed to cancel Negotiation Session scheduled for November 24th and to reschedule the December session to December 15th.

I. Check Out

J. Public Comment

HR Downs, OWL Foundation delivered the written testimony of Ed Casey, Legal Counsel for the OWL Foundation, requesting the WAC to adopt a groundwater management plan.

Next Meeting: December 15th, 2003 at the Laguna Treatment Plant 9:00 am – 12:00 pm

Distribution:

Al Petrie	Armando Flores	Bill Kier
Don McEnhill	Janet Orchard	Jo Timmsen
John King	Mark Solomon	Dave Pinsky
Ross Liscum	Steve Donley	Steve Phelps
Steve Simmons	Tom Yarish	Darin Jenkins
Mike Martini	Jim Daugherty	Steve Shupe
Jane Bender	Toni Bertolero	Carl Leivo
Jake Mackenzie	Pat Gilardi	Dale Shaddox
Chris Sliz	Al Bandur	Rhonda Zunino
Chris DeGabriele	Mike Fuson	George Roberts
Syed Rizvi	Lee Harry	Bill Massey
Ron Theisen	Mike Ban	Miles Ferris
Pam Torliatt	Mark Bramfitt	
Mike Healy	Ron Prushko	
Randy Poole	Matt Mullan	
Pam Jeane	Paul Berlant	
Jack Gibson	John Nelson	
Virginia Porter	Pam Nicolai	